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T-051 P.001/003 F-687

OCT 20 2005

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To	Company	Fax Number	Phone Number
1. Examiner Unsu Jung	USPTO - GAU 1641 Re: 10/774,327 Confirmation No.: 8528	1-571.273.8300	

Date	Client/Matter Number
10/19/2005	SAN 20.947 (100946-00058)
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**Comments**

**\*\* EXPEDITED PROCEDURE \*\***

Enclosed:

**2 pages - RESPONSE TO RESTRICTION REQUIRMENT**

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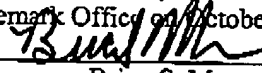
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Brian S. Myers

Attorney Docket No.: SAN 20.947 (100946-00058)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Takaaki SORIN, et al.  
 Confirmation No.: 8528  
 Serial No.: 10/774,327  
 Filed: February 6, 2004  
 Title: SURFACE PLASMON RESONANCE SENSOR CHIP AND...  
 Examiner: Unsu Jung  
 Group Art Unit: 1641

October 20, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

SIR:

In response to the Office Action dated September 20, 2005, restricting the claims into 16 groups, applicants elect Group I, claims 1-15, 38, 74-81 with traverse.

Applicants consider Group I and Group XV, claim 108, to form a single general inventive concept usable together.

The Office Action considered these two groups to be independent and patentably distinct. It is argued that claim 108 includes a diffraction grating curved surface having a curved surface

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formed in a convex shape whose light irradiated side bulges out, which is not required by the claims in group 1.

However applicants respectfully submit if a difference between the angles that each adjacent two diffraction grating surfaces form with a predetermined reference plane is brought to an infinitesimal value, the SPR sensor chip according to Group I may include the one according to Group XV. Therefore the inventions as claimed are not independent because there is a disclosed relationship between the inventions, that is, they are connected in design, operation, and effect. In addition it is submitted that there would not be a serious burden on the examiner if restriction is not required.

Reconsideration and withdrawal of the restriction with regard to group I and group XV is requested.

Any fee due with this paper may be charged to Deposit Account 50-1290.

Respectfully submitted,

  
\_\_\_\_\_  
Brian S. Myers  
Reg. No. 46,947

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